

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-v-

GREGORY REED,

Defendant.

No. 11-cr-487-1 (RJS)
ORDER

RICHARD J. SULLIVAN, Circuit Judge:

On May 21, 2020, the Court received the attached letter, dated May 17, 2020, from Defendant Gregory Reed, inquiring into the status of his pending motion for relief under 28 U.S.C. § 2255 (Doc. No. 154). As made clear by the parties' arguments, Reed's motion turns on whether attempted Hobbs Act robbery qualifies as a crime of violence under *United States v. Davis*, 139 S. Ct. 2319 (2019) and *United States v. Barrett*, 937 F.3d 126 (2d Cir. 2019). (Doc. No. 156 at 4–8; Doc. No. 159.) That question was presented to the U.S. Court of Appeals for the Second Circuit in *United States v. McCoy*, No. 17-3515(L), which was argued on October 23, 2019. Accordingly, the Court will promptly rule on Reed's motion after the Second Circuit's *McCoy* decision is issued.

SO ORDERED.

Dated: June 11, 2020
New York, New York



RICHARD J. SULLIVAN
UNITED STATES CIRCUIT JUDGE
Sitting by Designation

Page 1 of 2

Date 5/17/2020

To: The Honorable Richard J. Sullivan
500 Pearl St
New York, New York 10007

From: Gregory Reed #65170-054
U.S. P. Canaan
PO Box 300
Waymire, Pa 18472

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2020 MAY 21 PM 12: 22
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U.S. COURT OF APPEALS

Re: 11cr487 US V. Reed

Dear Judge Sullivan,

I hope this letter finds you well and in good health even with the recent pandemic (COVID-19), well anyway I'm writing you in regards of the pending 2255 Motion which your Honor has heard arguments on.

The last submission was on Feb 12, 2020 see Doc #160 which was filed by my co-defendant Mr. Gonzales. I have not heard anything since then from either the courts or my lawyer. I know things have been delayed due to the recent health crisis in America. I'm just wondering if there were anymore submission

or a Ruling on this pending Motion as of the dated letter or Was a Stay issued Due to the Recent Pandemic.

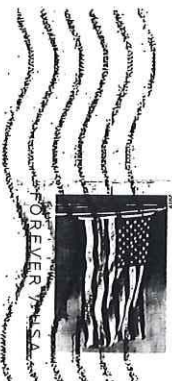
PS I look Forward to your swift and timely answer to my aforementioned concerns. once again Stay safe and healthy During these trying times.

Respectfully Submitted,
Aggy Reid 5/17/2020

Gregory Reed #65170-054
United States Penitentiary
Canaan Po Box 300
Langhorne, Pa 18477

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JUN 11 2020

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Honorable Richard J Sullivan
500 Pearl St
New York, New York 10007

Legal Mail

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